

DEC 17 2004

Patent Application
Docket No. MRI-127
Serial No. 10/080,436**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner : John P. Sheehan
Art Unit : 1742
Applicant : Wolfgang Daum and Axel Winkel
Serial No. : 10/080,436
Conf. No. : 8223
Filed : February 22, 2002
For : Devices for Nuclear Spin Tomography Magnetic
Resonance Imaging (MRI)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION OF AXEL WINKEL UNDER 37 CFR 81.132

I hereby declare that :

I have the following education background :

1991 Dipl. - Ing Precision Engineering (medical technology) "Good"

I am fluent in German and English

I have held the following Professional Experience :

2 years development of endoscopic instruments at Ethicon Endo-

Surgery/Norderstedt

1994 - Daum GmbH - Development of endoscopic instruments

1995-present - Daum GmbH / MRI Devices Daum GmbH - Development

Manager for MRI-compatible Instruments

I have read and understood the German language specification that was originally filed in the U.S. Patent Office on February 22, 2002 and the English translation of the specification that was submitted to the U.S. Patent Office on May 9, 2002;

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2

Docket No. MRI-127
Serial No. 10/080/436

and, being as duly qualified, do further declare :

That "wolfram" on page 1, line 16 of the German language specification that was originally filed in the U.S. Patent Office on February 22, 2002, should have been translated into English as "tungsten" in the English translation of the specification that was submitted to the U.S. Patent Office on May 9, 2002.

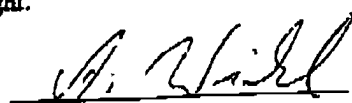
That "Eisen sowie Zusätzen von Titan und Beryllium" at page 1, lines 16-17, of the German language specification that was originally filed in the U.S. Patent Office on February 22, 2002, in the context of the description of the invention described in the German language specification that was originally filed in the U.S. Patent Office on February 22, 2002, does not translate properly into English as "as well as additives of titanium and beryllium". Rather, a more accurate translation into English is given by "and titanium and beryllium for the balance".

That "sowie Eisenzusatz" at page 1, lines 43-44, of the German language specification that was originally filed in the U.S. Patent Office on February 22, 2002, in the context of the description of the invention described in the original specification in German, does not translate properly into English as "as well as an iron additive". Rather, a more accurate translation into English is given by "and iron for the balance".

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issuing thereon.

Further declarant sayeth naught.

Signed:



Date:

Schweini, 02/12/04

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I hereby certify that this correspondence is being
facsimile transmitted to the United States Patent and
Trademark Office on the date shown below:

December 17, 2004

STATEMENT UNDER 37 C.F.R.
§ 1.125(b)
Examining Group 1742
Patent Application
Docket No. MRI-127
Serial No. 10/080,436


James S. Parker, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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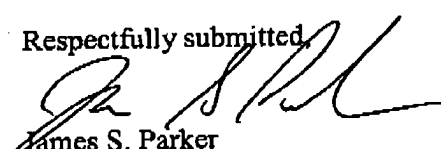
Commissioner for Patents
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Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.125(b)

Sir:

Attached herewith is a substitute specification, excluding claims. The substitute specification is provided in order to include line-numbering and to correct minor typographical errors and to correct errors in the translation of the specification. Also attached herewith is a marked-up copy of the substitute specification showing correction of the typographical errors. The substitute specification includes no new matter.

Respectfully submitted,


James S. Parker
Patent Attorney

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JSP/gld

Attachments: Substitute specification (marked up version) and Substitute specification (clean version)